

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION**

G&H DIVERSIFIED MANUFACTURING, LP

Plaintiff/Counterclaim-Defendant,
and

YELLOW JACKET OIL TOOLS, LLC
Counterclaim-Defendant

v.

DYNAENERGETICS EUROPE GMBH, and
DYNAENERGETICS US, INC.,
Defendants/Counterclaim-Plaintiffs.

Civil Action No: 3:20-cv-00376

[PROPOSED] ORDER GRANTING JOINT MOTION TO STAY

Before this Court is a joint motion by Plaintiff/Counterclaim-Defendant G&H Diversified Manufacturing, LP and Counterclaim-Defendant Yellow Jacket Oil Tools, LLC, together with Defendants/Counterclaim-Plaintiffs DynaEnergetics Europe GmbH, and DynaEnergetics US, Inc. to temporarily stay all matters related to the above-captioned case.

Having considered the Motion, the Court is of the opinion that the Motion should be and hereby is **GRANTED**.

It is therefore **ORDERED** that all deadlines are stayed until either:

- (1) The Federal Circuit has resolved the Petition for Writ of Mandamus to the Court of Appeals for the Federal Circuit from Judge Albright's ruling on

Yellow Jacket and G&H's motion to dismiss or transfer in *DynaEnergetics v. Yellow Jacket*, Case No. 6:20-cv-01110-ADA (W.D. Tex.), Dkt. 41; or

- (2) DynaEnergetics withdraws either of its motions to dismiss its claims against Yellow Jacket, *with prejudice*, filed concurrently on August 24, 2021 in this case (Dkt. 66) and the co-pending case in the Houston Division, *DynaEnergetics v. Yellow Jacket*, Civil Action No. 4:21-02599 (S.D. Tex.), Dkt. 56, or otherwise seeks to convert either of said motions to a motion to dismiss *without prejudice*.

SO ORDERED and SIGNED this ____ date of _____, 2021.

THE HONORABLE ANDREW M. EDISON
United States Magistrate Judge